Application No: 10/699,665 Attorney's Docket No: ALC 3096

## REMARKS/ARGUMENTS

Claims 1, 4-6, and 9 are the only claims pending in this application upon entry of the amendments above.

Applicant respectfully submits the amendments above to remove issues for appeal pursuant to the Notice of Appeal filed herewith.

The amendment rewrites dependent claim 9 into independent form, by incorporating all of the limitations of its prior considered base claim 7, and cancels claims 7 and 10-12.

Applicant hereby states the cancellations are without disclaimer of subject matter, and are without prejudice to Applicant's right to pursue any of the canceled claims 7 and 10-12, or any other claims, by subsequent application.

Respectfully submitted, KRAMER & AMADO, P.C.

Date: October 8, 2008

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